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Paper 10

Filed: February 29, 2008

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MICHAEL J. BRISKIN,
KRISTINE E. MURPHY, ALYSON M. WILBANKS,
and LIJUN WU

Junior Party
(Patent 7,038,018),

v.

JOSHU M. FARBER,
FANG LIAO, GHALIB ALKHATIB, and
EDWARD A. BERGER

Senior Party
(Application 10/458,110).

Patent Interference No. 105,608
(Technology Center 1600)

1 Before: JAMESON LEE, SALLY GARDNER LANE, and MICHAEL TIERNEY,
2 *Administrative Patent Judges.*

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4 LANE, *Administrative Patent Judge.*

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7 **Judgment – Request for Adverse – Bd. R. 127(b)**

1 Farber has requested adverse judgment. (Paper 9).
2 Upon consideration of the record and for reasons given, it is
3 ORDERED that judgment on priority as to Count 1, the sole count of the
4 interference, is entered against senior party Farber;
5 FURTHER ORDERED that claims 7 and 8 of Farber application
6 10/458,110, which claims correspond to Count 1 (Paper 1 at 4), be FINALLY
7 REFUSED, 35 U.S.C. §135(a);
8 FURTHER ORDERED that the parties note the requirements of
9 35 U.S.C. §135(c) and Bd.R. 205; and
10 FURTHER ORDERED that a copy of this judgment shall be entered into
11 the administrative record of Briskin patent 7,038,018 and Farber application 10/458,110.

/Jameson Lee /
JAMESON LEE
Administrative Patent Judge

/Sally Gardner Lane /
SALLY GARDNER LANE
Administrative Patent Judge

/Michael P. Tierney /
MICHAEL P. TIERNEY
Administrative Patent Judge

cc: (electronic mail):

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